

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT CINCINNATI**

SLUSH PUPPIE LIMITED,

Plaintiff,

v.

THE ICEE COMPANY,

Defendant.

CASE NO. 1:19-cv-00189-MRB

Judge Michael R. Barrett

**[PROPOSED] ORDER GRANTING THE ICEE COMPANY'S MOTION FOR
SUMMARY JUDGMENT ON SPL'S TWELFTH CLAIM FOR RELIEF IN ITS
AMENDED AND SUPPLEMENTAL COMPLAINT**

AND NOW this _____ day of _____, 2022, it is hereby

ORDERED that Defendant The ICEE Company's Motion for Summary Judgment is

GRANTED, as follows:

1. Judgment is entered in favor of Defendant The ICEE Company and against plaintiff Slush Puppie Limited on the Twelfth Claim for Relief of Slush Puppie Limited's Amended and Supplemental Complaint.

2. Judgment is entered in favor of Defendant The ICEE Company and against plaintiff Slush Puppie Limited on any claims or part of claims by Slush Puppie Limited alleging liability or damages based on the premise that ICEE did not properly terminate the 1996 Manufacturing Appointment or the 1999 Distributor Agreement on June 25, 2019.

IT IS SO ORDERED.

MICHAEL R. BARRETT, JUDGE
UNITED STATES DISTRICT COURT